

RESOLUTION NO. 1753

A RESOLUTION AUTHORIZING THE OFFER FOR SALE OF CERTAIN GENERAL OBLIGATION NOTES AND BONDS OF THE CITY OF GARDNER, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GARDNER, KANSAS, AS FOLLOWS:

Section 1. The following bonds and notes of the City of Gardner, Kansas (the “City”), shall be offered at competitive public sale at 11:00 a.m., Central Time, on August 4, 2008, or on an alternate date and time approved by the City Administrator provided such date is a City Council meeting date:

Approximate Principal Amount	Name of Obligation	Series
\$9,950,000	General Obligation Bonds	2008B (the “Series 2008B Bonds”)
5,990,000	General Obligation Renewal Temporary Notes	
1,985,000	General Obligation Refunding Bonds (Taxable Under Federal Law)	2008C (the “Notes”) 2008D (the “Series 2008D Bonds”)

Section 2. The Finance Director, in conjunction with the City’s Financial Advisor, is authorized and directed to receive bids for the purchase of the Series 2008B Bonds, the Series 2008D Bonds and the Notes (collectively, the “Securities” and each a “Security”) on behalf of the City at the time and place and to deliver a report on all bids so received to the Governing Body at its meeting to be held at 7:00 p.m. on the sale date, at which meeting the Governing Body shall review such bids and act on such bids. Such bids may be received electronically through an experienced municipal bond electronic bid provider and through other means determined by the Finance Director, in consultation with the City’s Bond Counsel and Financial Advisor, to be in the best interest of the City.

Section 3. The Mayor and City Clerk are authorized to cause to be prepared and executed an official statement for use in connection with the public sale of the Securities.

Section 4. The Finance Director is authorized and directed to give notice of the Securities sale by publishing a notice of sale of the Series 2008B Bonds in the official City newspaper and in the *Kansas Register* not less than six days prior to the sale and by mailing copies of a notice of sale and official statement for the Securities or making such documents available electronically, to prospective purchasers of the Securities.

Section 5. For the purpose of enabling each purchaser of a Security (collectively, the "Original Purchasers" or individually, an “Original Purchaser”) to comply with the requirements of

Rule 15c2-12(b)(1) of the Securities Exchange Commission, the appropriate officers of the City are authorized, if requested, to provide each Original Purchaser a letter or certification to the effect that the City deems the information contained in the official statement to be "final" as of its date, except for the omission of such information as is permitted by Rule 15c2-12(b)(1), and to take such other action or execute such other documents as such officers in their reasonable judgment deem necessary to enable such Original Purchaser to comply with the requirements of such Rule.

Section 6. The City agrees to provide to the Original Purchasers within seven business days of the date of the sale of the Securities or within sufficient time to accompany any confirmation that requests payment from any customer of an Original Purchaser, whichever is earlier, sufficient copies of the final official statement to enable the Original Purchasers to comply with the requirements of Rule 15c2-12(b)(4) of the Securities and Exchange Commission and with the requirements of Rule G-32 of the Municipal Securities Rulemaking Board.

Section 7. The City agrees to enter into a written agreement or contract on or before the date of delivery of each Security and to provide ongoing disclosure about the City for the benefit of the holders of such Security as required by Rule 15c2-12(b)(5)(1) of the Securities and Exchange Commission.

Section 8. The City Administrator; the Finance Director; Kutak Rock LLP, the City's Bond Counsel; Springsted Incorporated, the City's Financial Advisor; and the other officers and representatives of the City are authorized and directed to take such other action as may be necessary to carry out the public sale of the Securities and the redemption of any notes or bonds being refunded by the Securities.

Section 9. This Resolution shall be in full force and effect from and after its adoption.

Adopted by the Governing Body of the City of Gardner, Kansas, on June 16, 2008.

(Seal)

/s/ Carol Lehman

Carol Lehman, Mayor

ATTEST:

/s/ Teresa Anderson

Teresa Anderson, City Clerk